

IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF PENNSYLVANIA

DEBORA C. NOVAKOWSKI,

CIVIL DIVISION

Plaintiff,

NO. 04-356 ERIE

v.

Judge McLaughlin  
**Electronically Filed**

ELAINE CHAO, SECRETARY, and the  
UNITED STATES DEPARTMENT OF LABOR,

Defendants.

**WITHDRAWAL OF PLAINTIFF'S MOTION FOR NEW TRIAL**

AND NOW, comes the Plaintiff Debora C. Novakowski, by and through her counsel John R. Linkosky, Esquire and John Linkosky and Assoc., and files the within Withdrawal of Plaintiff's Motion for New Trial, upon the following statement:

1. On June 19, 2006, Plaintiff filed a Motion for a New Trial in the within case.
2. On November 29, 2006, this Honorable Court issued an Order that the parties purchase a trial transcript and that each party shall share equally in the costs.
3. Upon consideration of the costs of purchasing the trial transcript to the Plaintiff and in consideration of occurrences which have ensued subsequent to Plaintiff's Motion for a New Trial, Plaintiff hereby requests this Honorable Court to grant permission to withdraw her Motion for a New Trial.

Respectfully submitted,

January 3, 2007  
Date

s/ John R. Linkosky  
John R. Linkosky, Esquire  
Counsel for Plaintiff, Debora Novakowski

Pa. I.D. No. 66011  
JOHN LINKOSKY & ASSOC.  
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**CERTIFICATE OF SERVICE**

I hereby certify that the foregoing Withdrawal of Plaintiff's Motion for New Trial was  
*electronically filed* on the 3rd day of January, 2007, to the following:

Paul E. Skirtich, Esquire  
Assistant U.S. Attorney  
United States Department of Justice  
U.S. Post Office & Courthouse  
700 Grant Street, Suite 400  
Pittsburgh, PA 15219

s/ John R. Linkosky  
John R. Linkosky, Esquire  
Attorney for Plaintiff